

# COMBINED DECLARATION FOR A PATENT APPLICATION AND POWER OF ATTORNEY

**As the below-named inventor, I hereby declare that:**

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

## RECOMBINANT POXVIRUS NOT HAVING A FUNCTIONAL 3BETA-HSD GENE

the specification of which:

(check one) ☒ is attached hereto.  
☐ was filed as United States Application No. \_\_\_\_\_  
on January 5, 2005 and was amended \_\_\_\_\_  
(if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I do not know and do not believe that the invention was ever patented or described in any printed publication in any country before my invention thereof or more than one year prior to this application.

I do not know and do not believe that the invention was in public use or on sale in the United States of America more than one year prior to this application.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate filed by me on the same subject having a filing date before that of the application on which priority is claimed:

<u>0215621.4</u>	<u>Great Britain</u>	<u>5 July 2002</u>	Priority Claimed
(Number)	(Country)	(Day/Month/Year filed)	[X] [ ]
			Yes No

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

\_\_\_\_\_  
(Number)

\_\_\_\_\_  
(Day/Month/Year filed)

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States Patent application(s), or under § 365(c) of any PCT international applications designating the United States listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or international application(s) in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

PCT/GB2003/002909  
(Application Serial No.)

4 July 2003  
(Filing Date)

pending (this application)  
(Status:patented/pending/abandoned)

I hereby appoint:

Leon R. Yankwich  
Thomas R. Berka  
David G. O'Brien  
Michael R. Wesolowski

Registration No. 30,237  
Registration No. 39,606  
Registration No. 46,125  
Registration No. 50,944

and the firm of Yankwich & Associates, 201 Broadway, Cambridge, MA 02139 as my attorneys, with full authority to prosecute this application and to transact all business before the U.S. Patent and Trademark Office connected therewith.

**Send all official correspondence to:**

**Leon R. Yankwich, Esq.  
Yankwich & Associates, P.C.  
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**Direct telephone calls to:**

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made in the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, §1001 and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Full name of first inventor Geoffrey Lilley SMITH

First inventor's signature \_\_\_\_\_ date \_\_\_\_\_

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Full name of second inventor Jeffrey Bernard MOORE

Second inventor's signature \_\_\_\_\_ date \_\_\_\_\_

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Full name of third inventor Patrick Clarke Reading

Third inventor's signature \_\_\_\_\_ date \_\_\_\_\_

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